

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**FRACTUS, S.A.,**

**Plaintiff,**

**v.**

**SAMSUNG ET AL.,**

**Defendants.**

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**Civil No. 6:09-cv-203-LED-JDL**

**JURY TRIAL DEMANDED**

**ORDER**

Before the Court is Defendants' Motion to Clarify Claim Construction (Doc. No. 854). The parties have fully briefed the matter (Doc. Nos. 887, 889, 893). The Court hereby **GRANTS-IN-PART** Defendants' motion.

In light of the parties' arguments, the Court modifies its construction of "polygon" to read, "a closed plane figure bounded by straight sides, further including circles and ellipses, where a portion of a circle or ellipse is counted as one side." An opinion will follow.

**So ORDERED and SIGNED this 29th day of April, 2011.**

  
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JOHN D. LOVE  
UNITED STATES MAGISTRATE JUDGE